P.F 9- 1900.

G. R. S. IX-5]

Previous references.

1890-91

~~191~~ .

(L. R.)

File No. 33 - 1890.

Serial Nos. 1-11

Later references.

49

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-11

In ~~Part~~ B for Sept 1900

SUBJECT.

Appeal of Guradachar, godkar of Dalavi Hosahalli regarding the re-sale of certain land in Bowringpet taluk

---

W D 1250—GPB—30,000 28-1-19

Indexed

(10)

CHIEF SECRETARY'S OFFICE.

REVENUE BRANCH.

OFFICE NOTE.

SUBJECT. Regarding the grant of 50 acres of land out of Gomal Survey No 17 in the Gollaguruvanhulli village, Rama Sagara hobli, Bowringpet Taluk, to one Garudachar Jodidar of Dalavoi Hosahulli.

LAST REFERENCE. Letter No. 1836/470 dated 27th November 1893 from the Dy Commr, Kolar District.

Dy Commrs docket No 3430/811 dated 29-2-92

The Deputy Commissioner recommended the giving out on full assessment, 50 acres of land out of Gomal Survey No 17 of the Gollaguruvanhulli village in the Rama Sagara hobli of the Bowringpete Taluk, to one Garudachar for Cultivation purposes.

This office docket No 1217/811 dt. 20-4-92.

2 On this, the Deputy Commissioner was requested to submit

✓

to Submit a Statement Showing the number, description and value of trees standing on the land in question and to report whether any private rights are involved therein.

3. Now in submitting a Statement of trees as shewn in the margin, he (Dy Commr) States that there are no private rights involved in the land in question as reported by the Amildar and adds that the land may be divided into Convenient Survey Nos and assessed and disposed of by Public auction when the villagers who first objected to its grant on the ground that they wished to have the same

for

+

Description	No.	Estimated Value. Rs.	As.	P.
Hoge trees	958	256	4	-
Mullatee do	120	7	8	-
Topasi do	2	1	-	-
Seabéen do	5	-	8	-
Banga do	2	-	-	-
Total	1087	265	4	-

Dy Commrs No 1836 of 470

27-11-93

~~for~~ for cultivation & Halgaval purposes, will have an opportunity of buying the same.

Submitted with draft sanctioning the Dy Commrs recommendation for approval or other orders.

W D
23/1/87

String of dates for reference & information

Gramachari first Darkhast	30.1.87
Endorsement refusing the grant the land applied for	22.12.87
Petn to Dy Comr for the land	8.5.88
Report with pre reference called for	22.5.88
Gramachari Darkhast	23.5.89
Gramachari Petn to Dy Comr Krishnarajpet Jamabandi Office	12.11.89
Sale held by special Shristedar Tirumalachar	18.11.89

the land in question
being mentioned as
enteiencing -

abt. 100 Honge trees
large & small
" 50 Muttuga trees
1 Jali tree
6. Nigu trees &
plants.

Special Sheristedars
report to Jamabandi
Peon that the Petn
was the highest bidder
for Rs: 70-4-0, that
his offer was rejected
in 1887 the villagers
objecting that they
would be deprived
of Soppu for manure
if the land was granted -

18.11.89.

Mr Krishnaraya
confirms the sale
and also calls for
the records of 1887
reported to be missing. 22.11.89

One K. Goondachar's
Petn & his Petn that
the Special Sheristedar
Jain malabar who
held the sale was
under the obligation

the Darkhastdar Gaon-
-dachar and that
the sale was not
held properly. — 25.11.89

Mr Abdul Rahman
Dy Com requests
Mr. Krishnayan
to hold in abeyance
his order confirming
sale & calls for special
report after personal
inspection — 3.12.89

Mr Krishnayan's
Yadi that he could
not inspect the land
as the record was
not produced in
time. 26.2.90

The Dy Com cancelled
the sale & required
that the Rob. should
be brought up after
Survey settlement
then being intro-
-duced - - - 9.3.90

Amildars Kella
Direct Thin Sur:
Supdt forwarding
Gurudachari
Darkhast &
recommending
the grant
50 acres
out of Sur No: ~~218~~ 17
(Evidently for the
land the sale whereof
had been cancelled). 21.7.90.

Sur -- Supdt's Ltr
that the orders
Govt: were necessary
as the land was
Gomal ——— 25.7.90

Gurudachari's petn
Dyd nil for the
land. ——— 6.2.91

After correspondence
Gomal statement
sent by Amildar 19.5.91

Subdt Kella
14/2/94

Seen
Dy Collr
orders
Dy Collr

7

In Novr 1895 Garudachar appeals to Govt against the Govt's order directing the sale of the aforesaid land by public auction

As the reference by the Govr to the Govt order (5 13/9/94) directing the sale of the land was not definite, a report with records was called for

Since the receipt of the report (3½ years after the call) the previous reference have been traced & are put up

In 1894 Govt (Ch Secy) directed the sale of the land in question by public auction many trees there were valuable trees on the land and after ascertaining that no private rights were involved

A reference to the records shows that the sale which took place in 1889 of a* portion of the present 50 acres was Cancelled by the Dy Comr in March 1890

There is a note by the amildar below this order to the effect that Garadachar had been asked to take back the sale-amount

On 19/6/90 Garadachar has presented a petn to the amildar applying for 50 acres out of S no 17, thus showing that he accepted the Dy Comr's order as final and that he made a new Darkhast

It seems therefore clear that the claim of the petr to have the land for an upset price does not

* That it is only a portion is clear from the Sheristadar's memo forming enclosure to Dy Comr's no 1836 of 21/11/93

rest on any valid grounds

Mr Abdul Rahman's order

of 3/12/89 (Vol. 15 V Records)

shows that his idea in

cancelling the sale subsequently was

if possible to have the

Land reserved "on account

on the numerous trees

existing thereon"

Whatever the Govt's ideas

might have been his successor

Mr Madrid recommended

the alienation of the Land

applied for by the petr & the

Govt sanctioned the proposal

in 1894 and directed the

sale of the land by public

auction

14/8/60

There is no reason to interfere with the sale of the land by auction and to stop it. This will be provided with and the appeal of the petitioner rejected. There has been a great delay in the receipt of this report which was due for nearly two years. In the

Continued

[Continued from the notes on Page 38]

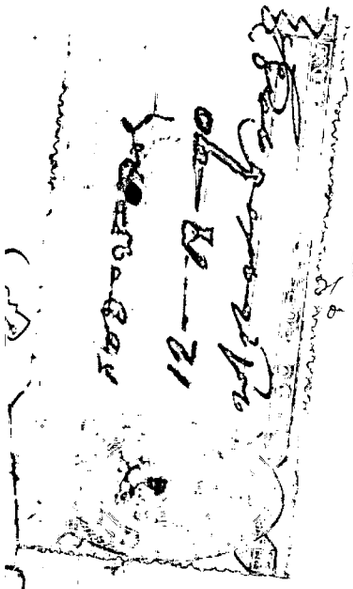
Kolar Dy Comrs
248

meanwhile the
sale was suspended
and this recalled
for action resulted
in the loss of the annual
agreement upon
this large block of
ground for which
the Dept authorities
are alone responsible.

endorsement to
Govt. regret the
appeal.
Print the order

Secy
5.IX.00

Chg.



OFFICE OF THE
5 JAN 1891
DEWAN OF MYSORE

Camp Nro 4/91
2319
1/91

To
K. Seshadri Iyer Avl. Esq^r B.A. B.L. and C.S.I.
Dewan for the Government of
His Highness the Maha Rajah of Mysore.

The Humble Petition of Garuda Char, Joordar of Dalvoy Kottapalli, Rasenballi Hobli, in the Talook of Bowringpet, residing in the said Dalvoy Kottapalli.

Most Humbly Sheweth- That your Petitioner presented a Dharakhast for a piece of land attached to the hamlet of Gollaguruvanahalli of Ramasagara Hobli of the aforementioned Talook. The Talook (office) correspondence between 30th June/87, and 23rd May/89, or to the date of this petition, will show that his Dharkhast have been dealt with no manner of Justice or equity but subjected to inhumanity and the Petitioner to shame and obloquy.

As your honor's administration is marked to be one of the most beneficial one both to Government and to Ryots, the Petitioner ventures to submit the following among other grounds for your just and merciful Consideration:-

The hamlet of Gollaguruvanahalli contains 2 or 3 dingy huts belonging to a few stray ryots who are apparently men of no significance. The enclosed statement will show that the hamlet is comprised of about 306 acres of dry land, of which but about 30 acres are cultivated by ryots on an assessment of Rs 41-8-0, while about 276 acres are lying waste to the utter loss of

Government.

Government. It is true that about 32 acres more (of 276 acres) is shown to be fit for cultivation but the ryots use it as the pasture land on a very low assessment of a few annas therefor. No other Dharkhast is likely to be presented except the one from the Petitioner.

It is still more strange to have to see from the statement that about 244 acres of land is held to be "entire Kharab" (Col No 17.) It may be that the Mojamidar who measured the hamlet lands could not get men to help him on to work or make bunds of mud or stone and to avoid difficulty and troubles of his work, made the whole to form a single number and placed it under "Kharab." The classor, in strictly adhering to his predecessor's method of working, never did any more than follow his foot prints. That in so doing, they both have failed to consider the Survey Rules which enjoin that only 30 acres of land can be allowed as grass-yard to a village containing a 100 heads of cattle. But here your Honor, about 244 acres of land is "entire Kharab" and therefore apparently taken as the hamlet grazing yard, while the hamlet could scarcely boast of a 50 heads of cattle. It would be well to notice here that from time immemorial that a greater portion of this very "Kharab" was, as the Taluk records will fully bear out, under cultivation paying hundreds of Rupees Candayam to Government. The

Petr

Petitioner repeatedly solicited both the Taluk and District Officers to give him a portion of this "Kharab" at the hamlet land assessment rate. Neither seems inclined to consider the matter, inspect the spot, or look into the records to feel convinced as to the truth of the Petn's assertions, although it is at the interest of the Government.

That whatever may be the nature of the soil, it should be granted to Petitioner for this simple reason, that he will render it productive. Any one with common sense could see that to give it on Cauvayem tenure is better than to allow it to lie waste. The Government should lose the advantage of the present or the prospective enhanced rate of assessment is against law and reason. Why not grant a land (let it be the worst of Kharabs) when a Dharkhast is tendered for it appears very curious, and the Petitioner leaves your honor to consider.

Even the Superintendent of Revenue Survey, whom the Petitioner solicited also, merely disposed of his application by an Endorsement No 156 dated 19th June/90 (herewith put up for ready reference) notwithstanding he is fully aware of the clear rulings of the late Dewan Mr Raya Charlu to split up any Survey No to suit

the

the requirements of a Dharkhast when it is made, appears still more curious to the Petitioner.

The Petitioner holds Candayem lands in the neighbouring hamlet of Sivarahalli. A portion of No 17 "Kharab" borders on his pattah land of that hamlet.

The Petitioner therefore prays:—

1 That No 17 "Kharab" may be split up or rendered into plots, and a 100 acres, or as much as he should want may be granted to him at some advantageous rates of assessment.

2. That he being the Dharkhastdar since 30th June/87; the Talook authorities having already sold to him about 2 Candies of land out of Kharab and received money viz: Rs 70.4.0 from him therefor; and the District Officers having at first sanctioned the sale and long afterwards cancelled it with no apparent reason whatever; the Petitioner's priority of claim to the land in question is strengthened so as to awaken your warmest support; and the troubles he was at, or the loss he had undergone these past 3 years may move your sympathetic feelings to bestow an indulgent consideration to his Dharkhast. and grant him the land as early as convenient that he may at once cultivate

the

2/-

the assess=
the lands and payment for 1891-92, and thereby save him from further troubles and anxieties.

And your Petitioner, as in duty bound Will Ever Pray-

10th December
1890
Bangalore

[signature]

(2)

No 2319

L.R. 33-90-2

Endorsement.

In reply to this — Petition dated 10th Decr 1890 Gurudathar is informed that he should first make a representation to the Deputy Commr about the subject of his Petition and obtain his order, and that ~~is informed that~~ if dissatisfied, he may appeal to this Office.

The enclosures are returned.

Draft

MYSORE DEWAN'S OFFICE,
PETITION DEPARTMENT,
23 Jan 1891.

By Order,

Under Secretary.

(3)

(General Serial No. 31).

12061
92
536

1892.

17

From The Deputy Commissioner
Kolar District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 27th February 1892.

Despatched 5-3-92

Received

Enclosures No. 1 file

General No. 3430
No. 811

Has the honor to submit for Sanction a Statement showing 5 0 — acres of Gomal land out of the — Survey No: 17 in the Golla Guruva- halli village, Bowringpett Taluk, to be granted on Kandayam to one Gurudachar for cultivation.

The vernacular papers connected with the case are submitted for — further information and obliging return when no longer required.

Haleem
for Deputy Commissioner
Kolar District

H. Sheek
Mir
7/26/92

Draft Order
13/4/92

Issue
Rec'd 8/3/92

L.7

18

(General Serial No. 30.) (4)

189.

From

To The Dy Commissioner
Kolar Dist.

LR 33-90-4

Dated 20-4-92.

Despatched 22

Received

Enclosures No. 1 file

General No. 1217

No. 29

His No 3430 of the 29th
811
February 1892 recommending the grant on full assessment of 50 acres of land out of Survey No 17 (Gomal) of the Gollaguruvanahalli Village in the Ramasagara Hobli of the Bowringpet Taluk.

With reference to the above, requests the Dy Commissioner will be good enough to submit a Statement showing

the No., description &
value of trees standing
on the land recommended
to be granted for cultivation,
& to report whether any
private rights are involved
in the land in question.
The rivulets are returned.
By order

Chief Secty.

The land in
question is
Survey No. 32
of 1877.
& 29 Deby is
written is incorrect
for cowpea ~~two~~ acres
Forest Offices

(General Serial No. 30.)

(5)

1893.

OFFICE OF THE
8987.
1 DEC 93
R/1644
DEWAN OF MYSORE

From

The Deputy Commissioner
Kolar District.

To

The Chief Secretary to the Dewan of Mysore.

Dated 27
Despatched 30 } November 1893
Received

Enclosures No. 3 + file of P-P

General No. 1836
No. 470 1893-94

In reply to

SUBJECT.

Submitting further report in regard to the grant on full assessment of 50 acres of land of Gollagurvapally Village in the Rama Sagara Hobly Bowring Pete Dalik ——

References (to be entered only in the Dewan's Office).

Sheet writer Office note & draft

21

Deputy Commissioners Office

No: 1836/470 In: 3 4/5 file Q.K.P. Kolar District-

Dated 27th November 93.

30

To.

The Chief Secretary to the
Dewan of Mysore

Sir.

With reference to your Docket-No 1217/29 dated the 20th April 1892 calling for further information in regard to this office proposal for the grant on full assessment of 50 acres of land out of survey No 17/Pomal of Sollagurumanahally village in the Ramasagara Hobly of the Bowringpet-Taluk, I have the honor to submit the accompanying Copy of the Police Superintendents memo, dated 8th July 1893, explaining the circumstances of the Case and to recommend that the land may be divided into convenient

Survey numbers, and assessed and disposed of by Public auction when the villagers themselves will have an opportunity of buying the same.

2. The amildar reports that there are no private rights involved in the land in question.

3. A fresh statement for the land in the Revised form together with a list showing the number, description &c of the trees standing thereon is enclosed.

4. The original Records bearing on the subject as per accompanying Schedule are herewith submitted for reference and obliging Return when no longer Required.

I have the honor to be
Sir
Your most obedient servant

for Deputy Commissioner

From

Jarudachari's application for 95
50 acres of land in the
Jottapuruvanahally Village
Bowringpet-Taluk.

I have inspected the land
The parties interested as
well as the village servants
were present.

2. The land includes
Gangori Kunta, formerly a
small Kodgi land, but
since abandoned in con-
-sequence of the Restoration
of the Ramasagar land,
which has submerged
the Kodgi land. A descrip-
list of the trees standing
on the land is attached.
They are almost-all honga
trees of stunted growth.

3. The chief objectors are

the Ryots of Golgurumenhally
they want the land for cultivation and Kulgunal purposes. It is a small unhealthy village of some 10 homes. There are about 50 head of cattle and some sheep and goats. The Jomat number (47) Contains of 218-3 a. g. from which if 50 acres were taken away it would still leave ample pasture land for the limited number of Cattle in the Village.

From the statement on record, it would appear that 31 acres of assessed land were available for occupation by the Villagers. I therefore see no good reason why the 50 acres of land applied for by Gurudachar should not be given out on assessment

to

to the highest bidder. Only a portion of the land sold in December 1889 fetched Rs 70-4-

*Sale since held in abeyance.

The objection that Gundachar has applied for the land simply to denude it of its trees and sell the latter for firewood in the Gold Fields does not appear to be entitled to much weight. Gundachar is the sole proprietor of the Jodi village of Dalvoikoshally. He has restored a tank in the village at a cost of some Rs 2000/- and has spent something like 500 Rupees on another tank. He is opening up a fine garden and has otherwise improved his village. He has taken up 10 acres of land in Ainarhally and the 50 acres of land in question

about on them. If he succeeds in securing the latter I think he will improve them in the same way he has done with his Jodi village lands. The trees standing on the land are evidently not properly looked after as they are away from the my village. At the date of inspection I saw a honge tree which had been recently cut and the Patel was not able to account for it. Garudachar's application has been pending for years. The sooner the land is occupied the better it will be for Government It will get some 50 Rupees in the shape of annual assessment and the trees will be protected from clandestine felling.

(Signed). V. Ramanujayya
8/7/93

"Spy"

Asst. to Deputy Commissioner

Kolar District.

Statement showing Gomal land proposed to be given out for cultivation.

Taluk	Hobli	Village	Area of land under occupation in the Village		Area of waste unoccupied		Total extent of Gomal land in the Village			Extent applied for, for cultivation, building or other purposes			No of Cattle in the Village	Remarks as to whether the remaining extent of Gomal land is sufficient for grazing purposes and whether the Villagers have any objection to the grant of the land applied for and the grounds of their objection if any.
							Survey No	Extent		Survey No	Extent A.	Extent G.		
			A.	G.	A.	G.	A.	G.						
Bowringpet 27	Ramaraja Kamaragara	Gollahalli Gurumandahalli	40	25	26	22	17	218	3	a portion of 210 17 For cultivation	50		31	The remaining extent of Gomal land is reported to be sufficient for grazing purposes but the villagers object to the land being given out to the applicant Gundachar for cultivation as they want to retain it as "Gomal" The land in question was held by one Achaya before the settlement on Kandayam The number of cattle in the Village being very small the amildar recommends that the villagers objection may be over-ruled and the land be given out for cultivation.

Deputy Commr's Office
Dated December 193

From

Abdul Bas
for Deputy Commissioner

29 30

...st showing the number, description
...the trees standing on Survey No 17
...) of Gollagrumenhally Village in the
...nagara Hobli of the Bowringpet Taluk

...ription of trees	Number	Estimated value Rs	a.	p.	Remarks
Honge trees	958	256	4	.	How many of the portion applied for ?
Muttaka trees	120	7	8	.	
Tapasi trees	2	1	.	.	
Sibesse (neem) trees	5	.	8	.	
Buraga trees	2	.	.	.	
Total	1087	265	4	-	

Deputy Commrs Office
Dated November 93

Abdul Aziz
For. Deputy Commissioner

Taken

...have granted it

29 (6)

Read:—

Correspondence ending with docket No. 1836/470 dated 27th November 1893 from the Deputy Commissioner of the Kolar District, regarding the grant on full assessment of 50 acres of land out of Gomal Survey No 17 in the Gollagurivenkatalli Village, Ramsagara Hobli of the Bowringpete Taluk.

LR. 33-90-6

Do 5181-2/R.T.2-94 dt 13/9/94/15

Pr D.P.

Order thereon

Under the circumstances now stated, the recommendation of the Deputy Commr for the ~~grant~~ appropriation of the land for cultivation purposes alluded to above is sanctioned.

2

2. The land should be 30
divided into convenient blocks &
disposed of by Public auction.

~~It should be divided into~~
~~Convenient Survey &c. as~~
~~far as necessary and the~~
The
assessment leviable thereon
should be
fixed in Communication
with the Superintendent of
Revenue Survey, before
the land should then be
sold by public auction in
convenient lots in the
presence of the Dy Commr & the Asst
Under Secy & the least
advantage
& the result
reported
forthwith
by him —

Draft for Sig.

To the Dy Commr. Kolar,
Returning the ver: papers
The Supt., Revenue Survey

Letter chosen
13/9

Urgent -

Stay of Sale fixed for 11 Inst is asked for - the regd trsubd today.

1st) B. R. 2/11/96

Ver. Recd

Please put up refg. they have the subord today.

Mlr
2/11

Dr. 3390-7

2319 [illegible]

2-11-96

Mlr
2/11

Submitted for orders

(1) Stamps sufficient.
(2) Appeal in time
(3) Copy of order produced

In the Dy Comrs endorsement it is stated that the land is to be sold in accordance with the order of Govt - It is not clear what order is referred to. No date not given

K Shah No
Rec'd 57
2/11/96

Call for report with record - Suspend the sale. Point out that in the order of the Dy Comr order Comr appl to have fixed the

31 (7)

1896

No.	1391
Name of Petitioner	Ganadhar Poddar
Village	Dalvai Hosahalli
Taluk	Bowringpet
District	Kolar.
Date of Arzi	2-11-96
Date of Receipt	2-11-96
Date of Disposal	
No. of Enclosures	2

ABSTRACT.

Petitr obtained a grt of waste land for R70-4. at the auction sale thereof in 1890 & was confirmed the possession thereof the Tahasildar Officer. Thereon offered 5 Rs more & Govt who ordered the Taluq authorities to make further enquiries about the case. The Dy Comr then cancelled the sale and said that it should be disposed of by Survey Sarvey Officer, before whom the matter was represented he said that it should

be settled by Govt and
so did not confirm him in
the possession of the land.
On appealing to Govt, he
sent his Memt no 213.19 of 26/1/91
submitted herewith for
kind perusal. The Dy Com
then ordered the land to be
divided and assessment
fixed which was done
The Petr learnt afterwards
that the land in
which he has spent Rs50 in
addition to the money he
contributed for has been ordered
to be resold on 11th by auction
and the Petr to be present
at the sale and bid for
& acquire it again.

Begs that the Govt may
be pleased to send for
records connected with his
case and confirm him
in the possession of the
land but not to sell
it again by auction.
Since the date for sale is fixed
on the 11th, he begs that
early and favourable orders may
be passed.

B.R.
2/11/96

Presented in person
to Petn Br
2/11/96

33

2/0

To The Councellor
Land Revenue Dept
to the Government of His Highness
the Maharaja of Mysore

MYSORE DEWAN'S OFFICE
PETITION DEPARTMENT.
RECD. NR 1391
2-11-96

1391

Two Rs C/F stamp affxd

Sir,

I the undersigned beg to state as follows:-

1. In the month of June 1887, I applied to the Amildar of Bowringpett for a piece of waste land measuring about two Candies in extent in Gollagirdanahally, Ramasamanath. After some Correspondence between the Taluq and District Authorities the said land was auctioned in 1890, and as my bid was the highest it was knocked down to me for Rs: 70-4-0 and the sale was Confirmed by the Jamabandy Officer subsequently

2. Before the land was put in my possession somebody petitioned the Deputy Commissioner that he would give Rs: 5-0-0 more, and that petition the Deputy Commissioner wanted the Taluq Authorities to make further

34 further enquiries about the case. for 14

3 This again led to some 36 Correspondence on the Subject and, as in the meantime the Survey Jamabandy of the Taluq was taking place, the Deputy Commissioner without any good ground, Cancelled the sale of the land in my favor, and ordered that it should be disposed of by the Survey Jamabandy officer.

4. I represented all the circumstances to the Jamabandy officer, who said that the matter must be settled by the Deputy Commissioner and refused to confirm the land to me or to interfere in any way.

5. Then, I presented a petition to the Government, to which I was given an endorsement No: 2319 dated 26th January 1891, to the effect that I should make a representation to the Deputy Commissioner.

6. After this I again applied to the Deputy Commissioner to Confirm the land to me, and on his order the land (as it was part of a big number) was ordered to be separated and sub-divided into separate numbers and assessment to

to be fixed thereon.

7. The land was accordingly separated and sub-divided into 11 small numbers, measuring in all about 50 Acres, and Baoshs put up at a Cost of about Rs: 50/- which I was made to bear as I was the Darakhastdar. I was expecting that the land would be put in my possession after the said Sub-division and separation. The land is practically unfit for Cultivation unless one is prepared to spend large sums of money to make it fit for agriculture. I want the land chiefly to be used as pasturage for my Cattle, and for this I have undertaken to pay assessment at one rupee per acre, and the amount I have to pay on the whole area, I have applied for would be about Rs: 50/- per year.

8 To my surprise I learnt a few days ago that the land which had been given to me as above, and for which I was made to spend about Rs: 50/- would be sold on the 11th instant by Auction.

9. I then petitioned the Deputy Commissioner on the subject and he ordered thereon that I should be present at the sale and bid for it. An authenticated Copy of the petition with his order is herewith produced.

36 Dr 2/11

10. I pray that all the papers relating to the matter may be sent for and after perusal that an order may be passed Confirming the land to me as originally sold to me, or on such terms as may appear reasonable to the Government but without selling the same by Auction

11. I further pray that the proposed Auction sale on the 11th instant may be stayed until the final disposal of this appeal

I beg leave to remain
Sir
your most Obedient Servant

(Signed) Ganda Char
Jodidar, Dalavanhosa-
halli
Bowringpett Taluq
Kolar Dist

Bangalore
2nd November 1896

37

Pet 622

(8)

No. 05 95
11-96

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

LR 53-90-8

OFFICIAL MEMORANDUM.

e accompanying Appeal Petition

No. 1391 dated 2-11-96

received at the Dewan's Office from Garudachar, Jodidar of Dalwai Hosahally, Bowringpet Taluk, against the order of the Dy Commr of Kolar, regarding the ~~re~~sale of a certain land of Gollagurvanahally, Bowringpet Taluk, ~~originally sold to Petr in auction sale held in 1890~~

is forwarded, together with its two enclosures, to the Deputy Commissioner of the Kolar District for submission of the entire proceedings connected with the case, together with a full report of the facts of the case, and on the points urged in the petition, with a

request that he will be so good as to suspend the sale of the above said land pending the disposal of this appeal.

3 The petition with its enclosure should be returned.

2: The Dy Commr's attention is drawn to the Endorsement granted by him to the Petr wherein the No & Date of the ~~he ought to have quoted~~ the Govt order referred to ought to have quoted

By order,

5/11

For ~~Chief~~ Secretary.

BANGALORE,
5—11—1896

Draft

Bbn.
5/11

M.G.C.P.B.—25-4-95—1,000

(9)

38

40

REVENUE BRANCH 1900 - 1901.

GL. No. 631
JUL. 25 1900
189

From The Deputy Commissioner of the Kolar District

To The Secretary to the Government of Mysore Revenue Department

Dated
Despatched } 23rd July 1900.
Received

General No. Camp 248.
No.

Enclosure No. A file as per margin

Subject

Reporting on the petition of Gundachar regarding the resale of certain lands in the Gollaguruvanahalli in the Bowringpet Taluk.

Put up the order No 481-2 of 18/9/94 & be the 2 Govt Sheets

DR 33-90-9

Gen Records for Cmd compliance

The above refer put up.

11/8/00

Councillor

Refer & Instt Pleader

Camp

14/8/00

Pm
8-00
is more a trustee
the sale of the land
when and to get it
will be provided with
refund the Petitioner
has been a great delay
the receipt of the rent
which was due for many
four years. In the

[Continued in page 10 of the note]

Put M

25-7-00.

Read 26/7. Refer put up

27/7.

39 41 Kolar District

Deputy Commissioner's office

Dated Camp Mulbagal, the

23rd July 1900.

From

The Deputy Commissioner

of the Kolar District

To

The Secretary to the

Government of Mysore

Rev and Genl Depts

Sir,

With reference to your official Memorandum No. Pet 622 dated the 5th November 1896 and reminder No. Pet 1374 of the 10th May 1898 calling for a report on the petition of Garudachar, Jodidar of Dalwaihosahalli in the Bowringpet Taluk complaining against the order of this office regarding the resale of certain lands in the Gollarapurvanahalli Village in the same Bowringpet Taluk, I beg to state as follows: —

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2 Garudachar applied for Inaji no 93 (forming the bed of Gangoji Kunte tank abandoned by the P. W. D) and Nos 91, 92, 16 97, 79, 80+81 adjacent to it (no 93 in the said Gollaguru-vanahalli Village of the Bowringpet Taluk. After some Correspondence No 93 measuring 18 Kuchis and 14 3/4 pachis assessed at Rs 16-9-7 was sold in November 1880 by public auction for Rs 70-4-0 to the petitioner. Thereon another person also called Garuda-Char of Kaleru petitioned that the amount realized was too low, and further one Munirazu and others objected to the grant of the land on the ground that it would put them and their Cattle to inconvenience The then Deputy Commissioner Mr Abdul Rahman Saheb K. B cancelled the above sale and ordered that the question of giving out the land for

Cultivation

Cultivation or otherwise should be deferred till the Survey Settlement which was about to be introduced into the Taluk (vide order No. 840 dated the 4th March 1890 in the file)

3 During the Survey settlement the land was included in Gonal Survey No. 17 measuring 218 – 3 G. After that the applicant asked for the grant of 50 acres out of that gonal Survey No. 17. Government were moved to sanction the subdivision of that number into small numbers and their disposal by sale. That was sanctioned in Order No. 5181-2 / R 7 294 dated the 13th September 1894 -

Accordingly the land was subdivided in 1896 and advertized for sale in the presence of the Deputy Commissioner

4 The petitioner protested against the sale by public auction and requested that the land might be given

given to him for upset price. But he was informed that the land would be sold by public auction as per Government order referred to above and that he was at liberty to bid for the same

5. On his appeal thereon to Government the sale was suspended pending the disposal of the appeal (vide para 1 of the first of the 2 references now under reply). These are the facts of the case.

6. The Vernacular papers on the subject together with the enclosures of the memo under reply are herewith submitted.

I have the honor to be
Sir,
your most obedient servant

Deputy Commissioner

43

to be proceeded (12)

Proc. of the Govt of Mysore

Read: —

Petition No 1329 dy 2-11-99 from Govindachar Jodidar of Dalavai Kosahally Bowringpett Taluk appealing against the order of the Dy Commr of Kolar directing the sale of a certain land alleged by the petr to have been already sold to him.

K.R. 33-90-10

2. Letter No 248 dy 23-7-900 from the Dy Commr Kolar reporting on the above

(In Extenso)

Order thereon

The Govt see no reason to interfere with the sale of the land by auction and to stop it. The sale will be proceeded with

2. There has been a great delay of nearly 4 years in the receipt of the Dy Commr's report. In the meanwhile, the sale was

Sd/ [illegible]
15/9/00

No 2569 dy 19.9.00.
P.D. 9-1900 / 20

29-9-00

suspended and thus unealled for action resulted in loss of the annual assessment to Govt on this large block of Ground, and for this loss the Dist authorities alone are responsible

Dr M/S

Under Secretary

C 18/9/00

To be printed

To The Deputy Commr of Kolaba with records

Pers copy sent to Bar 24-9-

Jud 18/9/00

45

47

(12)

1900-1901

GOVERNMENT OF MYSORE

PETITION

PROCEEDINGS

Dated 19th September 1900

No. 2569
P. F. 9-1900

Declining to stop the sale by auction of a certain land in Gollaguruvanhalli, Bowringpet Taluk, alleged by petitioner Garudachar, jodidar of Dalvai Hosahalli of the same taluk, to have been already sold to him, and observing that the District authorities are responsible for the loss of annual assessment to Government on this large block of ground consequent on the great delay of nearly four years in the submission of the Deputy Commissioner's report.

SBP—27-9-1900—200

46

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Proceedings of the Government of Mysore, Petition, dated 19th September 1900.

READ—

Petition No. 1391, dated 2nd November 1896, from Garudachar, jodidar of Dalvai Hosahalli, Bowringpet taluk, appealing against the order of the Deputy Commissioner of Kolar district, directing the sale of a certain land alleged by the petitioner to have been already sold to him.

(2). Letter No. 248, dated 23rd July 1900, from the Deputy Commissioner, Kolar district, reporting on the above :—

With reference to your official Memorandum No. Pet.—622, dated the 5th November 1896, and reminder No. Pet.—1374 of the 10th May 1898, calling for a report on the petition of Garudachar, jodidar of Dalvai Hosahalli in the Bowringpet taluk, complaining against the order of this office regarding the re-sale of certain lands in the Gollaguruvanahalli village in the same Bowringpet taluk, I beg to state as follows :—

2. Garudachar applied for Maji No. 93 (forming the bed of Gangojikunte tank abandoned by the Public Works Department) and Nos. 91, 92, 106, 77, 79, 80 and 81 adjacent to it (No. 93) in the said Gollaguruvanahalli village of the Bowringpet taluk. After some correspondence No. 93, measuring 18 kudus and 14¾ padis assessed at Rs. 16-9-7, was sold in November 1887 by public auction for Rs. 70-4-0 to the petitioner. Thereon another person also called Garudachar of Kallur petitioned that the amount realized was too low, and further one Muniraddi and others objected to the grant of the land on the ground that it would put them and their cattle to inconvenience. The then Deputy Commissioner Mr. Abdul Rahiman Saheb, K. B., cancelled the above sale and ordered that the question of giving out the land for cultivation or otherwise should be deferred till the Survey settlement which was about to be introduced into the taluk (*vide* Order No. 840, dated the 4th March 1890 in the file).

3. During the Survey settlement the land was included in gomal Survey No. 17, measuring 218 acres and 3 guntas. After that, the applicant asked for the grant of 50 acres out of that gomal Survey No. 17. Government were moved to sanction the subdivision of that number into small numbers and their disposal by sale. That was sanctioned in Order No. 5181-2—R. F. 294, dated the 13th September 1894. Accordingly the land was subdivided in 1896 and advertized for sale in the presence of the Deputy Commissioner.

4. The petitioner protested against the sale by public auction and requested that the land might be given to him for an upset price. But he was informed that the land would be sold by public auction as per Government Order referred to above and that he was at liberty to bid for the same.

5. On his appeal thereon to Government the sale was suspended pending the disposal of the appeal (*vide* para 1 of the first of the two references now under reply). These are the facts of the case.

6. The vernacular papers on the subject together with the enclosures of the Memo under reply are herewith submitted.

No. 2569—P. F. 9-1900, DATED BANGALORE, 19TH SEPTEMBER 1900.

ORDER THEREON—The Government see no reason to interfere with the sal of the land by auction and to stop it. The sale will be proceeded with.

2. There has been a great delay of nearly four years in the receipt of the Deputy Commissioner's report. In the meanwhile, the sale was suspended and this uncalled for action resulted in loss of the annual assessment to Government on this large block of ground, and for this loss the District authorities alone are responsible.

C. SREENIVASIENGAR,
Secy. to Govt., Gen. & Rev. Depts.

To—The Deputy Commissioner of Kolar District, with records.

Exd.—H.A.R.

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ಸಿ.ಆರ್. 33-90-11

By order

for Secretary